

# IDAHO

2013

## Fiduciary Income Tax

Instructions for:

**Form 66**

Fiduciary Income Tax Return

**Form 44**

Idaho Business Income Tax  
Credits and Credit Recapture

For more information:

[tax.idaho.gov](http://tax.idaho.gov)

**Questions:**

(208) 334-7660 in the Boise area  
(800) 972-7660 toll free

Hearing Impaired (TDD):  
(800) 377-3529

**Refund Information:**

(208) 364-7389 in the Boise area  
(888) 228-5770 toll free



# UPDATES FOR 2013

## CONFORMITY TO INTERNAL REVENUE CODE (IRC)

Idaho conforms to the IRC as of January 1, 2013. Idaho doesn't conform to bonus depreciation for assets acquired after 2009.

## CHANGE TO TECHNOLOGICAL EQUIPMENT DONATION DEDUCTION

The deduction for donations of technological equipment is limited to the lower of cost, fair market value or Idaho taxable income of the taxpayer.

## CHANGE TO NET OPERATING LOSS CARRYBACKS

For tax years beginning on or after January 1, 2013, a net operating loss incurred is subtracted in the twenty succeeding taxable years unless an amended return carrying the loss back is filed within one year of the end of the taxable year of the net operating loss that results in the carryback. If an amended return is filed to carry the loss back, the loss is applied to the two preceding taxable years and is limited to a maximum of \$100,000. The requirement to check the box to forgo the carryback of the net operating loss is no longer applicable.

## CHANGE TO IDAHO SOURCE INCOME—GUARANTEED PAYMENTS

For tax years beginning on or after January 1, 2013, guaranteed payments up to \$250,000 in any calendar year to an individual partner are sourced as compensation for services. The amount in excess of \$250,000 is sourced to Idaho based upon the partnership's Idaho apportionment factor.

All compensation paid to a retired partner is sourced to the partner's state of domicile.

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## GENERAL INFORMATION

### WHO MUST FILE FORM 66

A fiduciary (guardian, trustee, executor, administrator, receiver, conservator, or any person acting in a position of trust or fiduciary capacity for any other person or group of persons) must file an Idaho income tax return on Form 66 for:

- A resident estate with gross income (as defined in IRC Section 61(a)) of \$600 or more for the current tax year
- A nonresident estate with gross income (as defined in IRC Section 61(a)) from Idaho sources of \$600 or more for the current tax year
- A resident trust that is required to file a federal return, including a grantor trust, with gross income (as defined in IRC Section 61(a)) of \$100 or more for the current tax year
- A nonresident trust that is required to file a federal return, including a grantor trust, with gross income (as defined in IRC Section 61(a)) from Idaho sources of \$100 or more for the current tax year
- An estate of a resident individual involved in bankruptcy proceedings under chapter 7 or 11 of Title 11 of the U.S. Bankruptcy Code with gross income (as defined in IRC Section 61(a)) of \$9,500 or more

- Any resident IRA trust or other trust required to file Form 990-T to report unrelated business taxable income
- Any nonresident IRA trust or other trust required to file Form 990-T to report unrelated business taxable income with gross income from Idaho sources of \$100 or more for the current tax year. For this purpose, gross income includes the trust's share of gross income of a pass-through entity.

If you are filing for a foreign trust that is required to file a federal Form 1040NR, file on Idaho Form 43, Idaho Part-Year Resident and Nonresident Income Tax Return.

### RESIDENCY OF ESTATES

An estate is treated as a resident estate if the decedent was domiciled in Idaho on the date of his death. If the estate is other than an estate of a decedent, it is treated as a resident estate if the person for whom the estate was created is a resident of Idaho. If the estate doesn't qualify as a resident estate, it is treated as a nonresident estate.

A nonresident estate reports income earned from Idaho sources in the same manner as though the taxpayer was a nonresident individual.

### RESIDENCY OF TRUSTS

A trust is treated as a resident if three or more of the following occur in Idaho:

# GENERAL INFORMATION

- Domicile or residency of the grantor
- The trust is governed by Idaho law
- Existence of trust property
- Domicile or residency of the trustee
- Administration of the trust, which includes conducting trust business, investing assets, making policy decisions, record-keeping, or filing of tax returns

If the trust doesn't qualify as a resident trust, it is treated as a nonresident trust.

A nonresident trust with income earned from Idaho sources must report such income to Idaho in the same manner as though the taxpayer was a nonresident individual. No distinction is made between living trusts (created by the grantor and funded during his lifetime) and testamentary trusts (becoming operative upon the death of the grantor). If a trust isn't required to file a federal return, it isn't required to file an Idaho return.

## WHAT TO FILE

A complete copy of the federal income tax return must be included with the Idaho income tax return. All Schedules K-1 and Idaho Forms ID K-1 must be included with the return or submitted with the return on compact disc in Word, Excel, or PDF format. Failure to include a complete copy of the federal return may cause the return to be delinquent.

## WHEN TO FILE

Your return is due on or before the 15th day of the fourth month following the close of your tax year. For a calendar year filer, this is April 15, 2014. If the last day for filing a return falls on a Saturday, Sunday or legal holiday, the return is timely if it is filed on the next work day.

## WHERE TO FILE

Mail the return and payment to:

Idaho State Tax Commission  
PO Box 56  
Boise ID 83756-0056

If you are sending your return using a delivery service that requires a physical address, use the following:

Idaho State Tax Commission  
800 Park Blvd Plaza IV  
Boise ID 83712-7742

## ACCOUNTING METHODS

You must use the same accounting method that is used for federal income tax purposes. A change of accounting method must have prior approval from the Internal Revenue Service (IRS). Include a copy of the federal approval with your return.

## ACCOUNTING PERIOD

You must use the same accounting period that is used for federal income tax purposes. A change to the annual accounting period must have prior approval from the IRS. Include a copy of the federal approval with your return.

## AMENDED RETURNS

If you discover an error on your return after it is filed, use Form 66 to amend your return. Check the box at the top of the form and enter the reason for amending. Complete the entire form using the corrected amounts.

If you amend your federal return, an amended Idaho income tax return must be filed. The statute of limitations for receiving a refund is three years from the due date of the return or the date the return was filed, whichever is later.

If you are amending a return for tax years beginning prior to 2001, complete a new return using the corrected numbers on

the form for the applicable year. Write AMENDED at the top of the form and include an explanation of why the return is being amended.

Amended returns claiming refunds that aren't filed on the form for the applicable year will be returned to the taxpayer.

## ASSEMBLING THE RETURN

To ensure that your return is correctly processed, include all forms and schedules in the following order:

1. Form 66, pages 1 and 2
2. Form 75
3. Form 44
4. Forms ID K-1
5. Additional schedules in alphabetical order
6. Additional forms in numerical order
7. Complete copy of federal return

## BONUS DEPRECIATION

### For Property Acquired Prior To 2008 or After 2009

If you claimed bonus depreciation for federal purposes:

- Complete and include a separate federal Form 4562 or detailed computation for Idaho depreciation purposes as if you hadn't claimed the special depreciation allowance.
- Use the Idaho depreciation amounts to compute the Idaho adjusted basis and any gains or losses from the sale or exchange of the property.
- Enter the differences between the Idaho and federal depreciation amounts, and gains and losses from sales or exchanges of the property on the bonus depreciation line on Form 66, Schedule B.

### For Property Acquired After 2007 and Before 2010

Idaho conforms to the federal bonus depreciation provisions. The amounts you use for federal will also be used for Idaho. No additional forms or computations are needed for Idaho.

## ELECTING SMALL BUSINESS TRUST (ESBT)

If the trustee makes the election under IRC Section 1361 for the trust to be an ESBT for federal purposes, the trust will be treated as an ESBT for Idaho income tax purposes. No separate election for Idaho purposes is required.

Special rules apply when computing the tax of an ESBT. The portion of an ESBT that consists of stock of one or more S corporations is treated as a separate trust in computing the tax attributable to the S corporation stock held by the trust. This tax:

- Must be paid by the ESBT.
- Must be computed separately from the tax on the remainder of the ESBT at the maximum individual rate of 7.4%. The tax computation must be included with the return.
- Is entered on line 21 of Form 66.

The tax on the remainder of the ESBT is computed in the normal manner on Form 66. Don't include the S corporation items when computing this tax or distributable net income. Don't apportion to the beneficiaries any of the S corporation items.

If the ESBT consists entirely of stock in one or more S corporations, don't make any entries on lines 4 through 15 of page 1. Instead:

- Complete the heading area and lines 1 through 3.
- Follow the instructions for line 21 for computing the tax on the S corporation items and enter the amount of tax;
- Complete the rest of the return.

# GENERAL INFORMATION

## ELECTRONIC FUNDS TRANSFERS

Payments of \$100,000 or more must be paid by electronic funds transfer. If you are making an electronic funds transfer for the first time, contact the Tax Commission at (208) 334-7660 or (800) 972-7660 for further information.

## EXTENSION OF TIME TO FILE

If you can't file your return by the due date, Idaho allows you an automatic six-month extension of time to file. To avoid paying a penalty, the amount of tax payments you have made must be at least 80% of the current year's tax liability or 100% of the total tax reported last year. Use Form 41ES to make your payment.

Even though an extension gives you more time to file, the tax is due on the original due date of the return. You must pay interest on any tax paid after the due date.

## FEDERAL AUDIT

If your federal taxable income or tax credits change because of a federal audit, you must send written notice (including an amended return) to the Tax Commission within 60 days of the final federal determination. You must include copies of all schedules supplied by the IRS.

If you owe additional Idaho tax and don't send written notice within 60 days, a 5% negligence penalty will be imposed. Interest applies on any tax due.

If the final federal determination results in an Idaho refund, you must file an amended Idaho income tax return with the written notice. See Amended Returns. If the statute of limitations is closed, you have one year from the date of the final determination to file for the refund.

## FORMS

Forms are available at all Tax Commission offices or may be obtained:

- By Internet. Download, view, or print Idaho income tax forms and publications from our website at [tax.idaho.gov](http://tax.idaho.gov). Some forms can't be saved electronically at this time.
- By calling (208) 334-7660 in the Boise area or (800) 972-7660.
- By mail. Write to:

Idaho State Tax Commission  
PO Box 36  
Boise ID 83722-0410

You may use photocopies of these tax forms. Your copy must be legible.

## GRANTOR TRUSTS

Trust income taxable to the grantor or another person under IRC Sections 671 through 678 isn't taxed on a fiduciary return. However, the income information must be shown on a separate statement attached to Form 1041. Include a copy of that information statement with Form 66. Also include a supplemental statement with Form 66 showing Idaho additions and subtractions to federal taxable income.

## INTEREST

Interest applies on delinquent tax from the due date of the return until the tax is paid at the rate of 4% per year (rate effective for 2014).

## NET OPERATING LOSS (NOL)

An estate or trust incurs an Idaho NOL in a year when its Idaho taxable income is less than zero. NOLs incurred in activities not taxable by Idaho may not be subtracted.

For tax years beginning on or after January 1, 2013, a net operating loss incurred is subtracted in the twenty succeeding taxable years unless an amended return carrying the loss back is filed within one year of the end of the taxable year of the net operating loss that results in the carryback. If an amended return is filed to carry the loss back, the loss is applied to the two preceding taxable years and is limited to a maximum of \$100,000. The requirement to check the box to forgo the carryback of the net operating loss is no longer applicable.

For tax years beginning on or after January 1, 2000, and prior to January 1, 2013, the NOL generally must be carried back to the two preceding years. The carryback is limited to a maximum of \$100,000. Any remaining loss may be carried forward until used, but not longer than 20 years.

For tax years beginning prior to January 1, 2000, the NOL generally must be carried back to the three preceding years. Any remaining loss may be carried forward until used, but not longer than 15 years.

## OTHER RETURNS THAT MAY BE REQUIRED

An Idaho individual income tax return, Form 40 or Form 43, may be required for the last tax year of a decedent or for a beneficiary of a guardianship trust or estate. Refer to the Idaho Individual Income Tax booklet for filing requirements.

If Form 1041-A or 5227 is required for federal income tax purposes, file a copy of that form with the Tax Commission. Mark the copy "Idaho Information Copy."

## PAYMENTS

Make your check, cashier's check, or money order payable to the Idaho State Tax Commission and include it with the tax return. Write your federal employer identification number on your check, cashier's check or money order.

To pay by credit card, debit card or e-check, visit our website at [tax.idaho.gov](http://tax.idaho.gov).

For payments of \$100,000 or more, see Electronic Funds Transfers.

## PENALTIES

Penalties may be imposed on the tax due as follows:

- 0.5% per month or fraction of a month to a maximum of 25% for failure to pay the tax due (if return is filed)
- 2% per month or fraction of a month for failure to meet the extension criteria (the return must be filed by the extended due date and taxes must be paid by the earlier of the date the return is filed or the extended due date)
- 5% per month or fraction of a month to a maximum of 25% for failure to file the return timely
- 5% for negligence or disregard of rules
- 10% for substantial understatement of tax
- 50% for filing a false or fraudulent return

The minimum penalty is \$10.

## PERMANENT BUILDING FUND (PBF) TAX

An estate or trust required to file an Idaho income tax return must pay the \$10 PBF tax if all the Idaho adjusted income hasn't been distributed to beneficiaries. Additionally, an estate or trust is required to pay the PBF for each nonresident individual beneficiary who meets the Idaho filing requirement and has the trust or estate pay the tax on the beneficiary's share of distributable Idaho source income. A nonresident individual meets the Idaho filing requirement with gross income from Idaho sources in excess of \$2,500. A qualified funeral trust isn't required to pay the PBF tax.

# GENERAL INFORMATION

## QUALIFIED FUNERAL TRUSTS (QFT)

Special rules apply to the taxation of a QFT for trustees that elect to use these rules.

A QFT is a domestic trust that meets all of the following requirements:

- It arose as a result of a contract with a person engaged in the trade or business of providing funeral or burial services or property necessary to provide such services.
- The sole purpose of the trust is to hold, invest, and reinvest funds in the trust and to use those funds solely to pay for funeral or burial services or property to provide such services for the benefit of the beneficiaries of the trust.
- The only beneficiaries are individuals for whom such services or property are to be provided at their death under the contracts described in the first bullet.
- The only contributions to the trust are made by or for the benefit of such beneficiaries.
- The trustee makes or previously had made the election to treat the trust as a QFT.
- If the election hadn't been made, the trust would have been treated as owned by the purchasers of the contracts under the grantor trust provisions of the IRC. However, a trust that isn't treated as owned by the purchaser solely because of the death of an individual shall be treated as meeting this requirement during the 60-day period beginning on the date of the individual's death.

## Composite Return

A trustee may file a single, composite return for all QFTs of which he is the trustee. You must include a schedule with the composite Idaho Form 66 that includes the following information for each separate interest treated as a separate QFT:

- The name of the owner of the beneficiary. If you list the name of the owner and that trust has more than one beneficiary, you must separate the trust into shares held by the separate beneficiaries.
- The type and gross amount of each type of income earned by the QFT for the tax year.
- The type and amount of each deduction and credit allocable to the QFT.
- The tax and payments made for each QFT; and,
- If the QFT was terminated during the year, give the date of the termination.

## Computing Tax

If a QFT has multiple beneficiaries, each beneficiary's interest is treated as a separate trust for purposes of computing the tax.

If a composite return is filed, include Form PTE-12 and a statement identifying the calculation of Idaho taxable income and the Idaho income tax for each beneficiary.

## Permanent Building Fund (PBF) Tax

A QFT isn't required to pay the PBF tax.

## Residency of QFTs

A QFT is treated as a resident if at the time of the initial funding of the trust, the QFT is required to be established under the laws of Idaho, or if there is no such requirement, if a funeral home or cemetery located in Idaho is identified to provide the services or merchandise, or both, under the terms of a pre-need contract requiring the establishment of the trust.

## Filing Requirements for QFTs

If a QFT has multiple beneficiaries, each beneficiary's interest is treated as a separate trust for purposes of determining whether an Idaho return must be filed. The filing requirements for each separate interest in the QFT are the same as for other resident or nonresident trusts.

## ROUNDING

Round the amounts on the return to the nearest whole dollar.

## SIGNATURE

The return must be signed by the fiduciary or officer representing the fiduciary.

## TAX DUE FOR NONRESIDENT INDIVIDUAL BENEFICIARIES

A nonresident individual beneficiary may have the estate or trust pay the tax on his income from that estate or trust.

The estate or trust will be taxed on this income at the corporate rate of 7.4%.

## TAX PERIOD/YEAR COVERED BY RETURN

Use the 2013 form to file your tax return for calendar year 2013 or the fiscal year beginning in 2013.

## TAX PREPARER CONTACT BOX

This box applies only if you paid a tax preparer to complete your return. If you check the box, you are authorizing the Tax Commission to discuss your return with the paid preparer identified on your return.

You are also authorizing the paid preparer to:

- Give the Tax Commission any information that is missing from your return, and
- Call the Tax Commission for information about the processing of your return or the status of your refund or payments.

You are not authorizing the paid preparer to receive any refund check, bind you to anything including any additional tax liability, or otherwise represent you before the Tax Commission.

This authorization is valid for up to 180 days from the date the Tax Commission receives the return. If you want the Tax Commission to contact you rather than your preparer, leave the box blank.

# FORM 66 SPECIFIC INSTRUCTIONS

Instructions are for lines not fully explained on the form.  
General information instructions beginning on page 1 also apply to this form.

The trust or estate must provide each beneficiary with an Idaho Form ID K-1. This form shows the beneficiary's share of Idaho additions, subtractions, and credit information. Form ID K-1 also identifies the beneficiary's share of gross income to help determine Idaho filing requirements of individual beneficiaries. All Forms ID K-1 and a complete copy of federal Form 1041, including all federal Schedules K-1, must be included with the Idaho Form 66.

## HEADING

File the 2013 return for calendar year 2013 or a fiscal year that begins in 2013. For a fiscal year, fill in the tax year space at the top of the form.

Write your estate/trust name, fiduciary name and title, address, and federal employer identification number (don't include the dash) in the space provided.

## AMENDED RETURNS

This form can be used as an original return or as an amended return. If you are filing this form as an amended return, check the box at the top of the form. Enter the applicable reason(s) for amending, as listed below. Complete the entire form using the corrected amounts.

1. Federal Audit
2. Net Operating Loss Carryback - Include Form 56 or a schedule showing the application of the loss
3. Federal Amended
4. Other - Include an explanation

## ELECTING SMALL BUSINESS TRUSTS (ESBT)

If the trustee made the election under IRC Section 1361 for the trust to be an ESBT for federal purposes, check the box.

## QUALIFIED FUNERAL TRUSTS (QFT)

If the trustee made the election under IRC Section 685 and the trust otherwise qualifies as a QFT, check the box. If filing a QFT composite return, don't complete lines 4 through 15; enter zero on line 16 and continue to line 21.

## QUESTIONS 1, 2, AND 3

Mark the appropriate boxes and provide the requested information. Answer each question or the return will be considered incomplete. Incomplete returns will cause processing delays.

If the fiduciary is filing Form 66 for an estate, complete questions 1a through 1d. Otherwise, go to question 2.

### Question 1 ESTATES

- a. Enter the social security number of the decedent.
- b. Enter the decedent's date of death.
- c. If the decedent was a resident of Idaho on the date of death, check the "Yes" box.
- d. If box c is checked "No," enter the decedent's state of residence on the date of death.

### Question 2 RESIDENT/NONRESIDENT BENEFICIARIES

If any beneficiary of the estate or trust isn't a resident of Idaho, check the "Yes" box. A beneficiary is an Idaho resident if the individual:

- Is domiciled for the entire year in Idaho even though temporarily outside of Idaho
- Has a home in Idaho for the entire year and spends more than 270 days in Idaho during the tax year

### Question 3 FINAL RETURN

If this is the final return for Idaho for the trust or estate, check the "Yes" box.

## LINE 5 INCOME DISTRIBUTION DEDUCTION

Enter the amount of the deduction for distributions to beneficiaries. Include a schedule showing the computation if different from the federal deduction.

## LINE 6 ESTATE TAX DEDUCTION

Enter the deduction for federal estate tax attributable to income in respect of a decedent. If the income in question has been distributed, only the fiduciary's pro rata share may be deducted. Refer to the instructions, federal Form 1041. If any or all of the estate tax is attributed to income that is exempt from Idaho tax, a special Idaho adjustment must be made to add back a pro rata share of the deduction. Include a schedule showing the computation.

## LINE 8 EXEMPTION

If the estate or trust distributes all its income to the beneficiaries and is reporting the income distribution and paying the tax for the beneficiaries, enter zero on line 8. If the trust is an exempt trust filing a Form 990-T to report unrelated business taxable income, enter zero on line 8.

If all income is reported to Idaho, enter the federal exemption from Form 1041, line 20.

If only part of the income is reported to Idaho, enter the amount from line 6 of the following computation:

1. Federal taxable income, Form 1041, line 22, as adjusted for amounts shown on Form 66, page 2, Schedule B, lines 2 through 10 ..... \_\_\_\_\_
2. Federal exemption, Form 1041, line 20 ..... \_\_\_\_\_
3. Add lines 1 and 2 ..... \_\_\_\_\_
4. Enter amount from Form 66, line 7 ..... \_\_\_\_\_
5. Divide line 4 by line 3. (Can't exceed 100%)..... \_\_\_\_\_ %
6. Exemption. Multiply line 2 by line 5 ..... \_\_\_\_\_

## LINE 11 DONATION TO OPPORTUNITY SCHOLARSHIP PROGRAM

You may make a voluntary donation to the Idaho Opportunity Scholarship Program. The amount designated will either reduce your refund or increase your tax due. Your choice to donate is irrevocable; you can't get a refund later.

Contributions help provide need-based scholarship funds to Idaho high school graduates who attend approved higher education institutions in Idaho. This need-based program is built on a shared responsibility model. Students must contribute to the cost of attendance, and apply for other financial aid sources including federal aid. Awards are renewable for up to four years and are based primarily on financial need with some academic consideration. Students must meet a minimum GPA while completing their studies to be eligible for renewal. For more information about the Idaho Opportunity Scholarship Program, please visit [www.boardofed.idaho.gov/scholarship/opportunity.asp](http://www.boardofed.idaho.gov/scholarship/opportunity.asp).

## LINE 12 CREDITS

Enter the amount from Form 66, page 2, Schedule C, line 6. Instructions for Schedule C begin on page 8.

## LINE 14 INCOME DISTRIBUTION REPORTABLE BY BENEFICIARIES

Determine the amounts from lines 4 and 5 that are reportable by resident and part-year resident individuals, non-individual beneficiaries, and nonresident individuals. Individual beneficiaries who have no other income reportable to Idaho and are required to file an Idaho income tax return may report the income distribution from the estate or trust on the fiduciary return. Don't include amounts distributed to a beneficiary who doesn't meet the Idaho individual income tax filing requirement.

# FORM 66

If the trust or estate is paying the tax for one or more beneficiaries, determine each beneficiary's share of the total business income tax credits allowed from Form 44, Part I, line 12, and enter the total of these amounts on the credits line of line 15. Don't enter the total credit earned by the trust or estate if the trust or estate isn't paying the tax for all beneficiaries. See page 10 for Form 44 specific instructions. Include Form 44.

## LINE 15 TAX ON INCOME DISTRIBUTION

If the trust or estate pays the tax on a beneficiary's income distribution, this income is taxed at the corporate rate of 7.4%. Any credits from the estate or trust that flow through to the beneficiary may be used to offset the tax attributable to that beneficiary. Include a schedule showing this computation. Also include Form PTE-12 identifying the Idaho income and tax paid for each beneficiary.

## LINE 16 PERMANENT BUILDING FUND (PBF) TAX

A trust or estate that meets the Idaho filing requirement and doesn't distribute all its Idaho adjusted income is required to pay the \$10 PBF tax. For example, if the trust is paying tax on capital gains, the \$10 PBF tax is required.

A trust or estate that reports income on line 14 is required to pay the \$10 PBF tax for each nonresident individual beneficiary that has the estate or trust pay the tax on his income from the estate or trust. A nonresident individual beneficiary is required to file if his share of gross income from the estate or trust is more than \$2,500.

If all the Idaho adjusted income has been distributed to beneficiaries who file Idaho income tax returns, the trust or estate doesn't owe this tax.

Enter zero if this is a QFT.

## LINE 17 TOTAL TAX FROM RECAPTURE OF INCOME TAX CREDITS

If the trust or estate is paying the tax for one or more beneficiaries, include on line 17 those beneficiaries' share of the total tax from recapture of income tax credits from Form 44, Part II, line 7. See page 11 for specific instructions. Include Form 44.

## LINE 18 FUELS TAX DUE

If you buy gasoline, aircraft fuel, or special fuels (diesel, propane, or natural gas) without paying the fuels tax and later use this fuel in licensed vehicles or aircraft, fuels tax is due. Add the amounts on Form 75, Section IV, lines 3 and 4 and enter the total on line 18. Include Form 75.

## LINE 19 SALES/USE TAX DUE

If you made purchases during the year without paying sales tax, you must report use tax due on such purchases. Examples include magazine subscriptions, out-of-state catalog purchases, merchandise purchased over the Internet, book and record clubs, purchases in a state where no sales tax was charged, etc. Multiply the total amount of such purchases by 6% (.06).

If you computed use tax on Form 75, add it to the use tax on other purchases and enter the total on line 19.

If you have a sales or use tax account, don't enter your sales or use tax on this line, but continue to report the tax on these purchases on your sales and use tax returns.

## LINE 20 TAX FROM RECAPTURE OF QUALIFIED INVESTMENT EXEMPTION (QIE)

If you have claimed the QIE for property tax on property that ceases to qualify before the end of the five-year recapture period, you must recapture part or all of the property tax benefit. Enter the amount from Form 49ER, Part III, line 18. Include Form 49ER.

## LINE 21 TAX ON ESBT OR QFT COMPOSITE RETURN ESBTS.

If the trust is an ESBT, the portion that consists of stock in one or more S corporations must be treated as a separate trust and the tax must be computed separately on that separate trust. Compute the tax on the S corporation items making the following modifications:

- Take into account only the income, losses, deductions, and credits that could be taken into account as pass-through items to S corporation shareholders and gain or loss from the disposition of S corporation stock.
- You may not claim an income distribution deduction or an exemption amount.
- You may not claim a deduction for capital losses in excess of capital gains.
- Make the applicable adjustments on Schedules A and B and complete a separate Schedule C for the S corporation items.
- The tax is computed at 7.4%. Include the tax computation with the return.

Enter the tax for the S corporation items on line 21.

**QFTs.** If the trust is filing a composite QFT return, the same information and schedules used on the federal Form 1041-QFT can be used in determining the tax for Idaho. However, the calculation of each QFT's Idaho taxable income and Idaho income tax liability will need to be made on a separate schedule and included with the composite Idaho return.

To arrive at the QFT's Idaho taxable income, each QFT included in the Idaho composite return should start with its federal taxable income as reported in the detail information attached to the federal Form 1041-QFT composite return. Each QFT's federal taxable income is then subject to the Idaho modifications. These are listed on Form 66, Page 2, Schedule B. If the QFT is a nonresident, the computations listed on Form 66, Page 2, Schedule A must be made using the applicable information from the Form 1041-QFT prior to making the Idaho Schedule B modifications.

A QFT isn't entitled to claim the exemption deduction in computing Idaho taxable income.

The total of the Idaho income tax due for all of the QFTs should be reported on line 21.

## LINE 23 ESTIMATED TAX PAYMENTS

Enter the total amount of payments made and the amount applied from your 2012 return.

## LINE 24 IDAHO INCOME TAX WITHHELD

Enter the amount of Idaho income tax withheld and not repaid by an employer on wages and salaries of a decedent's estate. Include state copies of W-2s or 1099s.

## LINE 25 SPECIAL FUELS AND GASOLINE TAX REFUND

The special fuels (diesel, propane, or natural gas) tax refund is available to those who use the fuel for heating or in off-highway equipment and have paid the tax on the special fuels purchased. Enter the amount from Form 75, Section IV, line 2. Include Form 75.

The gasoline tax refund is available to those who buy and use gasoline in off-highway equipment or auxiliary engines. Enter the amount from Form 75, Section IV, line 1. Include Form 75.

## LINE 26 HIRE ONE ACT CREDIT

You may be entitled to a credit if you hired a new employee on or after April 15, 2011. See instructions for Form 72. Enter the total credit allowed from Form 72, Part IV, line 2. Include Form 72.

**LINE 29 PENALTY AND INTEREST**

**Penalty:** If the trust or estate files a return after the due date or fails to pay the required amount by the due date, a penalty may be due. To avoid paying any late filing or late payment penalty, the trust or estate must:

- Pay by the original due date at least 80% of the tax due on the return or 100% of the total tax reported last year.
- File the return by the extended due date and pay the tax due by the earlier of the date the return is filed or the extended due date.

If the trust or estate pays at least 80% of the tax due on the return or 100% of the total tax reported last year by the original due date, but fails to file the return by the extended due date or pay the remaining tax by the earlier of the date the return is filed or the extended due date, the following penalties will apply:

- If the return is filed on or before the extended due date, a 0.5% per month late payment penalty will be computed on tax due from the date the return is filed to the date of payment.
- If the return is filed after the extended due date, a 5% per month late filing penalty will be computed on tax due from the extended due date to the earlier of the date the return is filed or the date the tax is paid, plus a 0.5% per month late payment penalty will be computed on tax due from the date the return is filed to the date the tax is paid if the tax is paid after the return is filed.

If the trust or estate doesn't pay at least 80% of the tax due on the return or 100% of the total tax reported last year by the original due date, the following penalties will apply unless the payment required to satisfy the extension criteria is \$50 or less:

- If the return is filed by the original due date, a 0.5% per month late payment penalty will be computed on tax due from the date the return is filed to the date of payment.
- If the return is filed on or before the extended due date, a 2% per month extension penalty will be computed on tax due from the original due date to the earlier of the date the tax is paid or the date the return is filed, plus a 0.5% per month late payment penalty will be computed on tax due from the date the return is filed to the date the tax is paid if the tax is paid after the return is filed.
- If the return is filed after the extended due date, but the tax is paid on or before the extended due date, a 2% per month extension penalty will be computed on tax due from the original due date to the date the tax is paid.
- If the return is filed and the tax is paid after the extended due date, the maximum 25% penalty will apply.

The minimum penalty is \$10. The maximum penalty is 25% of tax due.

**Interest:** Interest is charged from the due date until paid. The rate for 2014 is 4%.

**LINE 32 REFUND**

If you are filing an original return, you may receive all or part of the overpayment listed on line 31 as a refund, or apply all or part of the overpayment to your 2014 estimated tax. Enter the amount you wish to receive as a refund on this line. If you enter the total from line 31, you must enter zero on line 33.

**LINE 33 ESTIMATED TAX**

If you are filing an original return, you may apply all or part of the overpayment listed on line 31 as a credit against your 2014 estimated tax. The amount you list on this line plus the amount on line 32 must equal the overpayment listed on line 31. If you listed the total overpayment as the amount you want refunded to you on line 32, you must enter zero on this line.

The income of a nonresident estate or trust includable for Idaho fiduciary income tax purposes is that portion of its federal taxable income derived from Idaho sources.

**LINES 2 AND 3 INCOME AND CAPITAL GAIN OR LOSS DERIVED FROM IDAHO SOURCES**

Include those items includable for federal fiduciary income tax purposes attributable to, or resulting from, ownership in Idaho of any interest in real or tangible personal property (including real property or property rights from which "gross income from mining" as defined by IRC Section 631(c) is derived); or the carrying on of a trade, business, profession or occupation in Idaho.

To determine income or capital gain or loss derived from Idaho sources:

1. Income from intangible personal property, including annuities, dividends, interest, and gains from the disposition of intangible personal property, is income derived from Idaho sources only to the extent that the income is derived from property employed in a trade, business, profession or occupation carried on in Idaho.
2. Deductions with respect to capital losses, net long-term capital gains, and net operating losses are based solely on income, gain, loss and deduction connected with Idaho sources. However, salaries, wages, commissions and compensation for personal services performed outside Idaho aren't derived from Idaho sources.
3. A nonresident beneficiary's distributive share of income, gain, loss and deduction derived from or connected with Idaho sources is determined under Idaho Code, Section 63-3026A.
4. If a trade, business, profession or occupation is carried on partly within and partly without Idaho, items of income, gain, loss and deduction derived from or connected with Idaho sources are determined under Idaho Code, Sections 63-3026A and 63-3027.
5. Deductions with respect to passive activity losses derived from Idaho sources are allowed to the extent they are allowed as a deduction on your federal income tax return. To determine the amount of your Idaho passive activity loss deduction, compute the federal passive loss allowed for each passive activity. Your Idaho passive activity loss deduction for each passive activity carried on in Idaho is the amount that you deducted to arrive at federal taxable income or (loss).
6. Income taxes paid to Idaho are allowed as a deduction, but don't include the amount of income taxes paid to other states.

Enter the amount of estate or trust income derived from Idaho sources on Schedule A, line 2. Enter the amount of Idaho capital gain or loss on Schedule A, line 3.

**LINE 5 PERCENT OF TOTAL FEDERAL INCOME DERIVED FROM IDAHO SOURCES**

Divide line 4 by line 1. Round to four digits to the right of the decimal point. For example: .66666 is rounded to .6667 and should be entered as 66.67%. The percent can't exceed 100%.

**LINE 6 DEDUCTIONS NOT DIRECTLY ALLOCABLE TO ANY SPECIFIC INCOME**

Enter the amount of deductions included on federal Form 1041, lines 10 through 15b, but not state or local income taxes included on line 11. These lines include deductions not directly allocable to any specific income including charitable deductions, fiduciary fees, and attorney and accounting fees.

# FORM 66

## SCHEDULE B

### LINE 1 ADJUSTED TOTAL INCOME (LOSS)

If this is a resident return, enter the amount of federal adjusted total income (loss) from Form 1041, line 17. If this is a nonresident return, enter the amount from line 8, Schedule A, page 2. See instructions for Schedule A. If you filed a federal Form 4720, enter the amount from Form 990-T, line 34, or from the attached schedule to Form 4720.

### LINE 2 INTEREST AND DIVIDENDS NOT TAXABLE UNDER FEDERAL LAW

Enter the interest and dividends net of applicable amortization received or accrued from obligations of any state or political subdivision excluded from federal taxable income under the provisions of the IRC. This amount can't be less than zero. Nonresidents don't include any amounts. Include a schedule.

### LINE 3 STATE, MUNICIPAL AND LOCAL INCOME TAXES

Enter the total of all state, municipal and local taxes measured by net income that have been paid or accrued during the tax year less any refunds that have been included in federal adjusted total income. Include a schedule of all taxes deducted on the federal return.

### LINE 5 BONUS DEPRECIATION

If you claimed bonus depreciation for federal purposes for property acquired before 2008 or after 2009:

- Complete a separate federal Form 4562 or detailed computation for Idaho depreciation purposes as if the special depreciation allowance hadn't been claimed.
- Compute the Idaho adjusted basis and any gains or losses from the sale or exchange of property using the Idaho depreciation amounts.
- If the federal depreciation (including gains and losses) is more than the Idaho depreciation (including gains and losses), include the difference as an addition on this line; otherwise, enter the difference on line 9.

Don't enter any amounts for property acquired after 2007 and before 2010.

### LINE 6 OTHER ADDITIONS

Enter any miscellaneous Idaho additions. Include a schedule identifying each addition. Include unrelated business taxable income on this line.

### LINE 7 IDAHO NET OPERATING LOSS (NOL)

Enter the Idaho NOL carryover. If this is an amended return to claim an NOL carryback, enter the amount of the NOL carryback. Include a schedule detailing the computation of the loss and prior loss application.

Enter the total of the NOL carryover and carryback amounts on line 7. Include Form 56 or a schedule showing the application of the loss.

### LINE 8 INCOME EXEMPT FROM IDAHO TAX

Enter the amount of interest income received from obligations of the U.S. Government (U.S. Savings Bonds, etc.) and Idaho municipal securities not distributed. Expenses related to the production of this income will reduce the amount you enter here. This amount should be adjusted to reflect the estate tax deduction on line 6, page 1, attributed to income exempt from Idaho tax. The fiduciary must provide the beneficiary with the necessary information if a portion of this adjustment was distributed. Include a schedule showing your computations. If this is a nonresident return, don't include any amounts unless included in line 1.

### LINE 9 SUBTRACTION FOR BONUS DEPRECIATION

If you claimed bonus depreciation for federal purposes for property acquired before 2008 or after 2009:

- Complete a separate federal Form 4562 or detailed computation for Idaho depreciation purposes as if the special depreciation allowance hadn't been claimed.
- Compute the Idaho adjusted basis and any gains or losses from the sale or exchange of property using the Idaho depreciation amounts.
- If the federal depreciation (including gains and losses) is less than the Idaho depreciation (including gains and losses), include the difference as a deduction on this line; otherwise, enter the difference on line 5.

Don't enter any amounts for property acquired after 2007 and before 2010.

### LINE 10 OTHER SUBTRACTIONS

Enter any miscellaneous Idaho deductions. Include a schedule identifying each deduction.

## SCHEDULE C

Tax credits must be computed according to the following instructions and the instructions accompanying the appropriate forms. Credits pass through to beneficiaries in the same manner that income and expenses are distributed.

The fiduciary must provide each beneficiary with an Idaho Form ID K-1. This form shows the beneficiary's share of credits earned, credits subject to recapture, and contribution information needed to calculate certain credits. Each beneficiary uses this information to determine the amount of Idaho credit allowed, recapture required, and credit carryovers that exist on the beneficiary's Idaho income tax return. Credits reported by each beneficiary are subject to the limitations applicable to that beneficiary. Copies of Form ID K-1 must be included with the Idaho Fiduciary Income Tax Return for the year in which the credit is earned.

If an individual beneficiary has his share of the income taxed on the estate or trust return, the tax may be offset by that beneficiary's share of credits. Credits applied to this tax are computed based on the credit limitations applicable to estates or trusts. For example, if a trust pays the tax for three individual beneficiaries, the amount of credit for contributions to educational institutions is the lesser of the following amounts:

- 50% of the three beneficiaries' share of the amount donated,
- 50% of the tax computed for the three beneficiaries, or
- \$500

Credits allowed to a beneficiary that aren't used to offset his tax can't be used to offset the tax computed for other beneficiaries. The following credits are available to be transferred to another taxpayer rather than used by the taxpayer who earns the credit:

- Broadband equipment investment credit
- Incentive investment tax credit

To claim a credit you acquired through a transfer, you must include a copy of the Idaho Statement of Credit Transfer, Form 70, with each return on which you are claiming transferred credit.

### LINE 1 PROPERTY TAX EXEMPTION

Check the "Yes" box if you elected the property tax exemption on personal property that qualifies for the investment tax credit. Include a copy of your Form 49E.

# FORM 66

## LINE 2 CREDIT FOR TAXES PAID TO ANOTHER STATE

This credit only applies to resident or part-year resident estates or trusts.

An Idaho estate or trust must report all of its income regardless of where it was earned. If the estate or trust is also taxed by another state on income reported on the Idaho return, it is entitled to a credit against the Idaho tax. The credit is limited to the proportion of the Idaho tax that the federal total income of the estate or trust derived from sources in the other state and taxed by that state bears to the federal total income.

If you have credit for taxes paid to more than one state, include a schedule with a computation for each state. You must include a copy of the other state's tax return with your Idaho return. Enter the total on line 2g. Amounts on line 2d should be rounded to four digits to the right of the decimal point. For example, .66666 is rounded to .6667 and should be entered as 66.67%.

## LINE 3 CREDIT FOR CONTRIBUTIONS TO IDAHO EDUCATIONAL ENTITIES

Donations made by a trust or estate to a qualified educational entity may qualify for a tax credit. Donations of goods or services don't qualify.

If the trust or estate is paying the tax for one or more beneficiaries, make the following calculations for each beneficiary and enter the total of these amounts on line 3:

- If the trust or estate claimed the credit for qualifying new employees, the applicable distributive share of the amount from Form 55, Part II, line 5, or
- If the credit for qualifying new employees is not being claimed, the smallest of:
  - The beneficiary's share of one-half of the amount donated,
  - 50% of the tax computed for the beneficiary,
  - \$500, or
  - The beneficiary's tax, less the amount on Schedule C, line 2g attributable to that beneficiary

Don't enter the total credit earned by the trust or estate if the trust or estate isn't paying the tax for all beneficiaries.

A qualified educational entity includes:

- A nonprofit corporation, fund, foundation, research park, trust, or association organized and operated exclusively for the benefit of Idaho colleges and universities
- A nonprofit, private or public Idaho school (elementary, secondary or higher education) or its foundation
- Idaho education public broadcast system foundations
- The Idaho State Historical Society or its foundation
- An Idaho public library or its foundation
- An Idaho library district or its foundation
- An Idaho public or private nonprofit museum
- The Idaho Commission for Libraries
- Idaho Commission on Hispanic Affairs
- Idaho Commission for the Blind and Visually Impaired
- Idaho Council on Developmental Disabilities
- Idaho State Independent Living Council
- Idaho Council for the Deaf and Hard of Hearing

## LINE 4 CREDIT FOR CONTRIBUTIONS TO IDAHO YOUTH AND REHABILITATION FACILITIES

Donations made by a trust or estate to a qualified center for independent living, to a youth or rehabilitation facility or their foundation, or to a nonprofit substance abuse center licensed by the Idaho Department of Health and Welfare, may qualify for a tax credit.

If the trust or estate is paying the tax for one or more beneficiaries, make the following calculations for each beneficiary and enter the total of these amounts on line 4:

- If the trust or estate claimed the credit for qualifying new employees, the applicable distributive share of the amount from Form 55, Part II, line 9, or
- If the credit for qualifying new employees is not being claimed, the smallest of:
  - The beneficiary's share of one-half of the amount donated,
  - 20% of the tax computed for the beneficiary,
  - \$100, or
  - The beneficiary's tax, less the amount on line 3 and Form 44, Part I, line 1.

Don't enter the total credit earned by the trust or estate if the trust or estate isn't paying the tax for all beneficiaries.

The qualified youth or rehabilitation facilities and their foundations are:

- Anchor House
- The Arc, Inc., Boise
- The Children's Home Society of Idaho, Inc., Boise
- The Children's Village, Inc., Coeur d'Alene
- Dawn Enterprises, Inc., Blackfoot
- Development Workshop, Inc., Idaho Falls
- Gem Youth Services, Emmett
- High Reachers, Inc., Mountain Home
- Hope House, Inc., Nampa
- Idaho Drug Free Youth, Inc., Coeur d'Alene
- Idaho Elks Rehabilitation Hospital, Inc., Boise
- Idaho Youth Ranch
- Kinderhaven, Sandpoint
- Learning Lab, Inc., Boise
- Magic Valley Rehabilitation Services, Inc., Twin Falls
- New Day Products, Inc., Pocatello
- Northwest (North Idaho) Children's Home
- Opportunities Unlimited, Inc., Lewiston
- Panhandle Special Needs, Inc., Sandpoint
- Project P.A.T.C.H. (Planned Assistance for Troubled Children)
- Project Safe Place, in Idaho
- Shepherd's Home, Inc., McCall
- Transitional Employment Services for the Handicapped, Coeur d'Alene
- Walker Center, Gooding
- Western Idaho Training Co., Inc., Caldwell
- Winchester Occupational Workshop, Winchester
- Women's and Children's Alliance

The following are the qualified centers for independent living:

- Disability Action Center Northwest, Moscow and Coeur d'Alene
- Living Independence Network Corporation, Boise and Twin Falls
- Living Independently For Everyone, Inc., Blackfoot, Idaho Falls, and Pocatello

## LINE 5 TOTAL BUSINESS INCOME TAX CREDITS

Enter the total business income tax credits from Form 44, Part I, line 12. See specific instructions. Include Form 44.

Idaho Fiduciary Tax Computation Schedule

If Idaho taxable income is:	The tax is:
Less than or equal to \$1,409.....	1.6% of Idaho taxable income, line 9
Over \$1,409 but not over \$2,818.....	\$22.54 plus 3.6% of excess over \$1,409
Over \$2,818 but not over \$4,227.....	\$73.26 plus 4.1% of excess over \$2,818
Over \$4,227 but not over \$5,636.....	\$131.03 plus 5.1% of excess over \$4,227
Over \$5,636 but not over \$7,045.....	\$202.89 plus 6.1% of excess over \$5,636
Over \$7,045 but not over \$10,568.....	\$288.84 plus 7.1% of excess over \$7,045
\$10,568 or more .....	\$538.94 plus 7.4% of excess over \$10,568

INSTRUCTIONS FOR FORM 44

IDAHO BUSINESS INCOME TAX CREDITS AND CREDIT RECAPTURE

Part I of Form 44 provides a listing of the Idaho business credits allowed and the credit carryover amounts.

Part II of Form 44 provides a listing of the tax from recapture of income tax credits.

You must include Form 44 with your return if you are claiming any business income tax credits or have any tax from recapture of income tax credits.

PART I BUSINESS INCOME TAX CREDITS

Part I has two columns: the Credit Allowed column for the amount of credit allowed for the tax year and the Carryover column for the amount of carryover that exists at the end of the tax year.

The following credits are available to be transferred to another taxpayer rather than used by the taxpayer who earns the credit:

- Broadband equipment investment credit
- Incentive investment tax credit

To claim a credit you acquired through a transfer, you must include a copy of the Idaho Statement of Credit Transfer, Form 70, with each return on which you are claiming transferred credit.

LINE 1 INVESTMENT TAX CREDIT (ITC)

If you acquired an asset for use in your business, you may have earned an ITC.

**Credit Allowed:** Enter the credit allowed from Form 49, Part II, line 8.

**Carryover:** Enter the credit available less the credit allowed: Form 49, Part II, line 7 less the amount on line 8.

LINE 2 CREDIT FOR PRODUCTION EQUIPMENT USING POSTCONSUMER WASTE

If you purchased equipment that manufactures a product from postconsumer or postindustrial waste, you may be entitled to a tax credit. The credit is 20% of your cost to purchase qualified equipment.

Qualified equipment is machinery or equipment in Idaho with a useful life of three years or more. In addition, 90% of the equipment's production must result in products utilizing postconsumer or postindustrial waste.

Product is any manufactured material that is composed of at least 50% of postconsumer or postindustrial waste and offered for sale. Product doesn't include shredded material unless it is incorporated directly into the manufacturing process.

Postconsumer waste or postindustrial waste includes only glass, paper, or plastic that have been, or would have been, disposed of as solid waste. It doesn't include radioactive or hazardous waste.

Include a schedule showing your computations, listing the qualified equipment, identifying the postconsumer or postindustrial waste products, and identifying the newly manufactured products.

**Credit Allowed:** Enter the smallest of:

- \$30,000
- 20% of the cost to purchase qualified equipment plus the amount of credit carried forward, or
- The tax on line 10 less the amounts on Schedule C, lines 2, 3, and 4 and Form 44, Part I, line 1

**Carryover:** Enter the amount of credit available less the amount allowed. Include a schedule showing your computations. You may carry forward the unused portion of the credit up to seven years.

LINE 3 PROMOTER-SPONSORED EVENT CREDIT

If you issued temporary sales tax permits to participants of a promoter-sponsored event on behalf of the Tax Commission, you may claim a \$1 credit for each temporary permit issued during the tax year. Promoter-sponsored events include swap meets, flea markets, gun shows, and fairs. You must have filed Form ST-124 with the Tax Commission to qualify for the credit.

**Credit Allowed:** Enter the smaller of:

- \$1 for each temporary permit issued during the tax year, or
- The tax on line 10 less the amounts on Schedule C, lines 2, 3, and 4 and Form 44, Part I, lines 1 and 2.

LINE 4 CREDIT FOR QUALIFYING NEW EMPLOYEES

You may claim this credit if you have qualifying new employee credit carryover from a previous year.

**Credit Allowed:** Enter the credit allowed from Form 55, Part II, line 15. Include Form 55.

**Carryover:** Enter the amount of credit carryover to future years from Form 55, Part II, line 34.

LINE 5 CREDIT FOR IDAHO RESEARCH ACTIVITIES

If you incurred expenses for research conducted in Idaho, you may have earned the credit for Idaho research activities.

**Credit Allowed:** Enter the credit allowed from Form 67, line 29. Include Form 67.

**Carryover:** Enter the amount of credit carryover to future years from Form 67, line 30.

LINE 6 BROADBAND EQUIPMENT INVESTMENT CREDIT

If you acquired qualified broadband equipment to use in your business in Idaho, you may qualify for the broadband equipment investment credit. You may also claim this credit if you acquired the credit through a transfer.

# FORM 44

**Credit Allowed:** Enter the credit allowed from Form 68, line 18. Include Form 68.

**Carryover:** Enter the amount of credit carryover to future years from Form 68, line 19.

## LINE 7 INCENTIVE INVESTMENT TAX CREDIT

You may claim this credit if you have incentive investment tax credit carryover from the tax year beginning in 2001 or received the credit by transfer or unitary sharing.

**Credit Allowed:** Enter the credit allowed from Form 69, line 16. Include Form 69.

**Carryover:** Enter the amount of credit carryover to future years from Form 69, line 17.

## LINE 8 SMALL EMPLOYER INVESTMENT TAX CREDIT

You may claim this credit if you have certified by filing Form 89SE that you have met, or will meet, the tax incentive criteria for this credit and you have acquired an asset for use in your business that otherwise qualifies for the ITC.

**Credit Allowed:** Enter the credit allowed from Form 83, line 28. Include Form 83.

**Carryover:** Enter the amount of credit carryover to future years from Form 83, line 29.

## LINE 9 SMALL EMPLOYER REAL PROPERTY IMPROVEMENT TAX CREDIT

You may claim this credit if you have certified by filing Form 89SE that you have met, or will meet, the tax incentive criteria for this credit and you have acquired real property improvements for use in your business at the project site during the project period.

**Credit Allowed:** Enter the credit allowed from Form 84, line 26. Include Form 84.

**Carryover:** Enter the amount of credit carryover to future years from Form 84, line 27.

## LINE 10 SMALL EMPLOYER NEW JOBS TAX CREDIT

You may claim this credit if you have certified by filing Form 89SE that you have met, or will meet, the tax incentive criteria for this credit and you have qualified new employees at the project site during the project period.

**Credit Allowed:** Enter the credit allowed from Form 85, line 35. Include Form 85.

**Carryover:** Enter the amount of credit carryover to future years from Form 85, line 36.

## LINE 11 BIOFUEL INFRASTRUCTURE INVESTMENT TAX CREDIT

You may claim this credit if you have qualifying biofuel infrastructure investment tax credit carryover from a previous year.

**Credit Allowed:** Enter the credit allowed from Form 71, line 26. Include Form 71.

**Carryover:** Enter the amount of credit carryover to future years from Form 71, line 27.

## PART II TAX FROM RECAPTURE OF INCOME TAX CREDITS

### LINE 1 TAX FROM RECAPTURE OF INVESTMENT TAX CREDIT

If you have claimed an ITC on property that ceases to qualify before the end of the five-year recapture period, you must

compute the ITC recapture. This includes property moved outside of Idaho.

Enter the amount from Form 49R, Part III, line 15. Include Form 49R.

### LINE 2 TAX FROM RECAPTURE OF BROADBAND EQUIPMENT INVESTMENT CREDIT

If you have claimed a broadband equipment investment credit on property that ceases to qualify before the end of the five-year recapture period, you must compute the broadband equipment investment credit recapture. This includes property that ceases to qualify for the ITC.

Enter the amount from Form 68R, Part III, line 15. Include Form 68R.

### LINE 3 TAX FROM RECAPTURE OF SMALL EMPLOYER INVESTMENT TAX CREDIT

If you have claimed a small employer investment tax credit on property that ceases to qualify before the end of the five-year recapture period, you must compute the small employer investment tax credit recapture. This includes property moved outside of Idaho.

You must also compute recapture if you failed to meet the tax incentive criteria required to qualify for this credit at the project site during the project period.

Enter the amount from Form 83R, Part III, line 15. Include Form 83R.

### LINE 4 TAX FROM RECAPTURE OF SMALL EMPLOYER REAL PROPERTY IMPROVEMENT TAX CREDIT

If you have claimed a small employer real property improvement tax credit on property that ceases to qualify before the end of the five-year recapture period, you must compute the small employer real property improvement tax credit recapture.

You must also compute recapture if you failed to meet the tax incentive criteria required to qualify for this credit at the project site during the project period.

Enter the amount from Form 84R, Part III, line 15. Include Form 84R.

### LINE 5 TAX FROM RECAPTURE OF SMALL EMPLOYER NEW JOBS TAX CREDIT

If you have claimed a small employer new jobs tax credit and you failed to maintain the required level of new employees for the entire five-year recapture period, you must compute the small employer new jobs tax credit recapture.

You must also compute recapture if you failed to meet the tax incentive criteria required to qualify for this credit at the project site during the project period.

Enter the amount from Form 85R, line 13. Include Form 85R.

### LINE 6 TAX FROM RECAPTURE OF BIOFUEL INFRASTRUCTURE INVESTMENT TAX CREDIT

If you have claimed a biofuel infrastructure investment tax credit on property that ceases to qualify before the end of the five-year recapture period, you must compute biofuel infrastructure investment tax credit recapture. This includes property no longer used to sell biofuel in Idaho.

Enter the amount from Form 71R, Part III, line 15. Include Form 71R.





